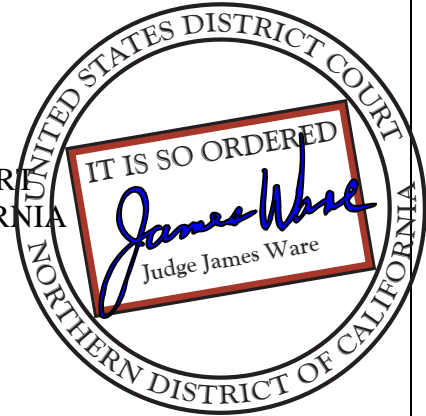


UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION



BOSTON SCIENTIFIC CORPORATION  
and TARGET THERAPEUTICS, INC.,

Plaintiffs,

vs.

CORDIS CORPORATION,

Defendant.

Case No. C 02 1474 JW

**STIPULATION OF DISMISSAL WITH  
PREJUDICE BETWEEN BSC AND  
CORDIS AND [PROPOSED] ORDER**

Pursuant to Fed. R. Civ. P. 41(a)(1)(ii) and 41(c), the plaintiffs, Boston Scientific Corp. and Target Therapeutics, Inc., and defendant Cordis Neurovascular, Inc., hereby move for an order dismissing the above-entitled action, including all claims and counterclaims, in its entirety, with prejudice, with each party to bear its own costs, expenses and attorneys' fees. The parties respectfully request that the Court retain jurisdiction to enforce the terms of their settlement agreement under the authority of *Kokkonen v. Guardian Life Insurance Company of America*, 511 U.S. 375, 381-82 (1994). The parties waive all right to appeal from this Stipulation and dismissal.

**IT IS SO STIPULATED.**

Consent to the entry of the foregoing dismissal and attached [Proposed] Order is hereby acknowledged.

Pursuant to General Order 45, §X(B), counsel for Cordis attests under penalty of perjury that counsel for BSC concurs in the filing of this stipulation.

1 Dated: March 9, 2009

By: /s/

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14 Dated: March 9, 2009

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Attorneys for Plaintiffs  
BOSTON SCIENTIFIC CORP. and  
TARGET THERAPEUTICS, INC.

~~PROPOSED~~ ORDER

Pursuant to stipulation, IT IS HEREBY ORDERED:

This case is dismissed with prejudice. Each party shall bear its own attorneys' fees and costs. The Clerk shall close this file.

Dated: March 11, 2009

  
\_\_\_\_\_  
Hon. James Ware  
United States District Judge